



MEMO ENDORSED

THE CITY OF NEW YORK  
LAW DEPARTMENT

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NEW YORK, NY 10007

MICHAEL A. CARDOZO  
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March 27, 2008

Honorable Frank Maas  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 740  
New York, NY 10007-1312

*The request is granted, but  
there will be no further  
extensions absent an affidavit  
establishing good cause (and the  
need to bring outside counsel*

Re: Evans v. New York City Department of Correction, et. al.

~~07-CV-9865~~ (GEL)(FM)

07CV9856

Dear Judge Maas:

*up to speed will  
not be considered good  
cause). Fdman, USCT,  
3/27/08*

I am the Assistant Corporation Counsel assigned to the above-referenced action in which plaintiff alleges he received improper medical treatment while incarcerated in a Department of Correction facility. I write on behalf of the defendants<sup>1</sup> to respectfully request that defendants' time to respond to the Complaint be extended from March 14, 2008 to April 14, 2008. I apologize for the delay in this request to Your Honor. I originally made this request by letter to Judge Lynch dated March 12, 2008. This is defendants' second request for an extension of time in this matter. This office is currently exploring the option of retaining outside counsel to handle this matter. The additional time is necessary to assess this option, as well as to obtain copies plaintiff's medical records.

As plaintiff is incarcerated and proceeding *pro se*, I am unable to obtain his consent prior to making this request.

<sup>1</sup> Upon information and belief, all of the defendants in this action have not been properly served with the Summons and Complaint. An extension of time will increase the likelihood of this office being able to interpose a single answer.

Thank you for your courtesy and consideration of defendants' request to extend its time to respond to the Complaint to April 14, 2008.

Respectfully yours,



Michael Suarez (MS 5038)  
Assistant Corporation Counsel

cc: Rudolph Evans, *Pro Se*  
#90-T-3696  
Mid-Orange Correctional Facility  
900 Kings Highway  
Warwick, New York 10990-0900